

Document: Final Rule

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TITLE 326 AIR POLLUTION CONTROL BOARD

LSA Document #00-70(F)

DIGEST

Adds 326 IAC 20-28-1 concerning national emission standards for hazardous air pollutants for hazardous waste combustors. Effective 30 days after filing with the secretary of state.

HISTORY

First Notice of Comment Period: April 1, 2000, Indiana Register (23 IR 1738).

Second Notice of Comment Period and Notice of First Hearing: July 1, 2000, Indiana Register (23 IR 2607).

Notice of Change in Public Hearing: September 1, 2000, Indiana Register (23 IR 3096).

Date of First Hearing: September 6, 2000.

Proposed Rule and Notice of Second Hearing: October 1, 2000, Indiana Register (24 IR 111).

Notice of Change in Second Hearing: February 1, 2001, Indiana Register (24 IR 1375).

Date of Second Hearing: February 7, 2001.

326 IAC 20-28

SECTION 1. 326 IAC 20-28 IS ADDED TO READ AS FOLLOWS:

Rule 28. Hazardous Waste Combustors

326 IAC 20-28-1 Hazardous waste combustors; applicability; incorporation by reference of federal standards

Authority: IC 13-14-8; IC 13-17-3-4; IC 13-17-3-11

Affected: IC 13-15; IC 13-17

Sec. 1. (a) This rule applies to all hazardous waste combustors as provided in 40 CFR 63.1200, 64 FR 52828 (September 30, 1999)*, including the following:

- (1) Hazardous waste incinerators.**
- (2) Hazardous waste-burning cement kilns.**
- (3) Hazardous waste-burning lightweight aggregate kilns.**

(b) The air pollution control board incorporates by reference 40 CFR 63, Subpart EEE, 64 FR 52828 (September 30, 1999)*, 64 FR 63209 (November 19, 1999)*, 65 FR 42292 (July 10, 2000), and 65 FR 67268 (November 9, 2000)*, National Emission Standards for Hazardous Air Pollutants for Hazardous Waste Combustors, with the exception of the following sections:

- (1) 63.1206(a)(2), concerning sources that do not intend to comply.**
- (2) 63.1210(b), concerning notification of intent to comply.**
- (3) 63.1210(c), concerning public meeting and notice of intent to comply.**
- (4) 63.1211(b), concerning compliance progress reports associated with the notification of intent to comply.**
- (5) 63.1212(a), concerning certification of intent to comply.**
- (6) 63.1212(b), concerning sources that begin burning hazardous waste after September 30, 1999.**

***These documents are incorporated by reference. Copies may be obtained from the Government Printing Office, Washington, D.C. 20402, or are available for copying at the Indiana Department of Environmental Management, Office of Air Quality, Indiana Government Center-North, 100 North Senate Avenue, Tenth Floor, Indianapolis, Indiana. (*Air Pollution Control Board; 326 IAC 20-28-1; filed Jun 21, 2001, 2:23 p.m.: 24 IR 3617*)**

LSA Document #00-70(F)

Proposed Rule Published: October 1, 2000; 24 IR 111

Hearing Held:

Approved by Attorney General: June 5, 2001

Approved by Governor: June 21, 2001

Filed with Secretary of State: June 21, 2001, 2:23 p.m.

*Incorporated Documents Filed with Secretary of State: 40 CFR 63.1200, 64 FR 52828 (September 30, 1999); 40 CFR 63, Subpart
EEE, 65 FR 67268 (November 9, 2000).*